

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF DELAWARE

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|                                 |                                     |
|---------------------------------|-------------------------------------|
|                                 | X                                   |
| <b>In re</b>                    | :                                   |
| TK HOLDINGS INC., <i>et al.</i> | :                                   |
| <b>Debtors.<sup>1</sup></b>     | :                                   |
|                                 | :                                   |
|                                 | :                                   |
|                                 | X <b>Re: <u>Docket No. 4679</u></b> |

**ORDER SUSTAINING THE REORGANIZED TK HOLDINGS TRUST'S  
TWENTY-EIGHTH OMNIBUS OBJECTION TO CLAIMS – NON-SUBSTANTIVE**

**(Amended & Superseded Claims, Duplicate Claims, Late Claims)**

Upon the objection (the “*Objection*”),<sup>2</sup> of the Reorganized TK Holdings Trust (the “*Trust*”), pursuant to section 502 of title 11 of the United States Code (the “*Bankruptcy Code*”), Rule 3007 of the Federal Rules of Bankruptcy Procedure (the “*Bankruptcy Rules*”), and Rule 3007-1 of the Local Rules of Bankruptcy Practice and Procedure of the United States Bankruptcy Court for the District of Delaware (the “*Local Rules*”), for entry of an order disallowing certain proofs of claim, all as more fully set forth in the Objection; and upon consideration of the Koluch Declaration; and this Court having jurisdiction to consider the Objection and the relief requested therein pursuant to 28 U.S.C. §§ 157 and 1334, and the *Amended Standing Order of Reference* from the United States District Court for the District of

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<sup>1</sup> The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number, as applicable, are: Takata Americas (9766); TK Finance, LLC (2753); TK China, LLC (1312); TK Holdings Inc. (3416); Takata Protection Systems Inc. (3881); Interiors in Flight Inc. (4046); TK Mexico Inc. (8331); TK Mexico LLC (9029); TK Holdings de Mexico, S. de R.L. de C.V. (N/A); Industrias Irvin de Mexico, S.A. de C.V. (N/A); Takata de Mexico, S.A. de C.V. (N/A); and Strosshe-Mex, S. de R.L. de C.V. (N/A). Except as otherwise set forth herein, the Debtors' international affiliates and subsidiaries are not debtors in these chapter 11 cases.

<sup>2</sup> Capitalized terms used but not otherwise herein defined shall have the meanings ascribed to such terms in the Objection.

Delaware dated February 29, 2012; and consideration of the Objection and the requested relief being a core proceeding pursuant to 28 U.S.C. § 157(b); and venue being proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409; and due and proper notice of the Objection having been provided to the parties listed therein, and it appearing that no other or further notice need be provided; and this Court having reviewed the Objection; and this Court having determined that the legal and factual bases set forth in the Objection establish just cause for the relief granted herein; and it appearing that the relief requested in the Objection is in the best interests of the Trust, the Debtors' estates, creditors, and all parties in interest; and upon all of the proceedings had before the Court and after due deliberation and sufficient cause appearing therefor,

**IT IS HEREBY ORDERED THAT:**

1. The Objection is granted as provided herein.
2. Pursuant to section 502 of the Bankruptcy Code, Bankruptcy Rule 3007, and Local Rule 3007-1, the proofs of claim listed on Exhibit A annexed hereto under the heading "Amended and Superseded Claims" are disallowed and expunged in their entirety.
3. Pursuant to section 502 of the Bankruptcy Code, Bankruptcy Rule 3007, and Local Rule 3007-1, the proofs of claim listed on Exhibit B annexed hereto under the heading "Duplicate Claims" are disallowed and expunged in their entirety.
4. Pursuant to section 502 of the Bankruptcy Code, Bankruptcy Rule 3007, and Local Rule 3007-1, the proofs of claim listed on Exhibit C annexed hereto under the heading "Late Filed Claims" are disallowed and expunged in their entirety.

5. The responses to the Objection of Sonya Y. McNeal ([Docket No. 4700](#)) and Sudan Salaam ([Docket No. 4701](#)) are adjourned to the next omnibus hearing on June 29, 2022 at 9:00 a.m. (ET).

6. This Order has no res judicata, estoppel, or other effect on the validity, allowance, or disallowance of any claim referenced and/or identified in the Objection that is not listed on [Exhibit A, Exhibit B, or Exhibit C](#) annexed hereto, and all rights to object to or defend against such claims on any basis are expressly reserved.

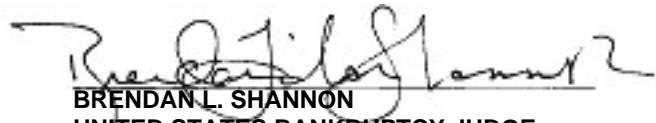
7. Should one or more of the grounds of objection stated in the Objection be dismissed, the Trust's rights to object on any other grounds that the Trust discovers during the pendency of these Chapter 11 Cases are preserved.

8. Each of the Claims and the objections by the Trust to such claims, as set forth on [Exhibit A, Exhibit B, or Exhibit C](#) hereto, constitutes a separate contested matter as contemplated by Bankruptcy Rule 9014 and Local Rule 3007-1. This Order shall be deemed a separate Order with respect to each such Claim. Any stay of this Order pending appeal by any claimants whose claims are subject to this Order shall only apply to the contested matter which involves such claimant and shall not act to stay the applicability and/or finality of this Order with respect to the other contested matters listed in the Objection or this Order.

9. The Trust and its claims and noticing agent, Prime Clerk LLC, and the Clerk of this Court are authorized to take all steps necessary or appropriate to carry out this Order.

10. This Court shall retain jurisdiction to hear and determine all matters arising from or related to the implementation, interpretation, or enforcement of this Order.

**Dated: May 31st, 2022**  
Wilmington, Delaware



BRENDAN L. SHANNON  
UNITED STATES BANKRUPTCY JUDGE

**EXHIBIT A**

## Surviving Claims

## Exhibit A: Amended and Superseded Claims

| No. | Claimant  | Claim Number | Claim Amount     | Asserted Debtor          | Claimant Name   | Claim Number | Claim Amount    | Asserted Debtor   |
|-----|---|--------------|------------------|--------------------------|---|--------------|-----------------|---|
| 1   | Gabriele, Rachel L<br>30 Glenville St. Apt. #2<br>Greenwich, CT 06831       | P-0058187    | \$40,125,000 (U) | TK Holdings Inc., et al. | Gabriele, Rachel<br>16B Evergreen Lane<br>P.O. Box 255<br>Roxbury, CT 06783 | 5129         | \$60,000 (U)    | TK Holdings Inc.  |
| 2   | Gabriele, Rachel<br>16B Evergreen Lane<br>P.O. Box 255<br>Roxbury, CT 06783 | 5129         | \$40,125,000 (U) | TK Holdings Inc.         | GABRIELE, RACHEL<br>16B EVERGREEN LANE<br>PO BOX 255<br>ROXBURY, CT 06783   | 5134         | \$2,500,000 (U) | TK Holdings Inc.  |
| 3   | GABRIELE, RACHEL<br>16B EVERGREEN LANE<br>PO BOX 255<br>ROXBURY, CT 06783   | 5134         | \$60,000 (U)     | TK Holdings Inc.         | Gabriele, Rachel<br>16B Evergreen Lane<br>P.O. Box 255<br>Roxbury, CT 06783 | 5135         | \$2,500,000 (U) | TK Holdings Inc.  |
| 4   | Gabriele, Rachel<br>16B Evergreen Lane<br>PO Box 255<br>Roxbury, CT 06783   | 5135         | \$2,500,000 (U)  | TK Holdings Inc.         | Gabriele, Rachel<br>16B Evergreen Lane<br>P.O. Box 255<br>Roxbury, CT 06783 | 5136         | \$2,500,000 (U) | TK Holdings Inc.  |
| 5   | Gabriele, Rachel<br>16B Evergreen Lane<br>P.O. Box 255<br>Roxbury, CT 06783 | 5136         | \$2,500,000 (U)  | TK Holdings Inc.         | Gabriele, Rachel<br>16B Evergreen Lane<br>P.O. Box 255<br>Roxbury, CT 06783 | 5137         | \$2,500,000 (U) | TK Holdings Inc.  |
| 6   | Martinez, Cliff D<br>8311 Copperglen<br>Converse, TX 78109                  | P-0005143    | \$25,000 (U)     | TK Holdings Inc., et al. | Martinez, Cliff D<br>8311 Copperglen<br>Converse, TX 78109                  | P-0058413    | \$2,500,000 (U) | TK Holdings Inc.  |
| 7   | Miller, Lynda Kay<br>5438 Doverel Hwy<br>Dawson, GA 39842-2645              | 201          | \$8,000 (U)      | TK Holdings Inc.         | Miller, Lynda Kay<br>5438 Doverel Hwy<br>Dawson, GA 39842-2645              | 591          | \$8,000 (U)     | TK Holdings Inc.  |
| 8   | Wolbach, Richard<br>43 Countryside Dr.<br>Essex Jct., VT 05452              | 2788         | \$500 (U)        | TK Holdings Inc.         | Wolbach, Richard<br>43 Countryside Drive<br>Essex Junction, VT 05452        | 2785         | \$2,850 (U)     | TK Holdings Inc.  |
|     |   |              | \$500 (U)        |                          |   |              | \$2,850 (U)     |   |
|     |   |              |                  |                          |   |              |                 | (U) - Unsecured (P) - Priority (S) - Secured (A) - Administrative (T) - Total |

**EXHIBIT B**

## Exhibit B - Duplicate Claims

| Surviving Claims |   |              |   |                  |  |              |   |
|------------------|---|--------------|---|------------------|--|--------------|---|
| No.              | Claimant  | Claim Number | Claim Amount                                | Asserted Debtor  | Claimant Name  | Claim Number | Claim Amount  |
| 1                | Abdulkarim, Rashidah A<br>306 Neptune Ave Unit 2<br>Jersey City, NJ 07305 | 2561         | \$25,000<br>(\$0 (P)<br>\$0 (S)<br>\$0 (A)) | TK Holdings Inc. | Abdulkarim, Rashidah A<br>306 Neptune Ave<br>Unit 2<br>Jersey City, NJ 07305 | P-0024856    | \$25,000<br>(\$0 (U)<br>\$0 (P)<br>\$0 (S))                                   |
| 2                | Cheung Ho, Bing Ying<br>4379 Heritage Glen Ct.<br>Marietta, GA 30068      | 2552         | \$8,000<br>(\$0 (P)<br>\$0 (S)<br>\$0 (A))  | TK Holdings Inc. | Cheung Ho, Bing Ying<br>4379, Heritage Glen Court<br>Marietta, GA 30068      | P-0049886    | \$8,000<br>(\$0 (U)<br>\$0 (P)<br>\$0 (S))                                    |
| 3                | Hays, Antoinette<br>25836 Lake Shore Ln<br>Moreno Valley, CA 92551-1650   | 4116         | \$20,000<br>(\$0 (P)<br>\$0 (S)<br>\$0 (A)) | TK Holdings Inc. | Hays, Antoinette<br>15886 Lasselle Street Unit D<br>Moreno Valley, CA 92551  | P-0042516    | \$20,000<br>(\$0 (U)<br>\$0 (P)<br>\$0 (S))                                   |
| 4                | Ho, Ka-Chun<br>4379 Heritage Glen Ct.<br>Marietta, GA 30068               | 2442         | \$30,000<br>(\$0 (P)<br>\$0 (S)<br>\$0 (A)) | TK Holdings Inc. | Ho, Ka-Chun<br>4379, Heritage Glen Court<br>Marietta, GA 30068               | P-0049513    | \$30,000<br>(\$0 (U)<br>\$0 (P)<br>\$0 (S))                                   |
| 5                | Martinez, Cliff D<br>8311 Copperglen<br>Converse, TX 78109                | 5133         | \$30,000<br>(\$0 (P)<br>\$0 (S)<br>\$0 (A)) | TK Holdings Inc. | Martinez, Cliff D<br>8311 Copperglen<br>Converse, TX 78109                   | P-0058413    | \$30,000<br>(\$0 (U)<br>\$0 (P)<br>\$0 (S))                                   |
| 6                | Murphy, Lee<br>133 Beach Summit Court<br>Jupiter, FL 33477                | 4438         | \$1,336<br>(\$0 (P)<br>\$0 (S)<br>\$0 (A))  | TK Holdings Inc. | Murphy, Lee<br>133 Beach Summit Court<br>Jupiter, FL 33477                   | 4432         | \$1,336<br>(\$0 (U)<br>\$0 (P)<br>\$0 (S))                                    |
| 7                | Sacks, William<br>16 Harvest<br>Irvine, CA 92604                          | P-0041267    | \$31,516<br>(\$0 (P)<br>\$0 (S)<br>\$0 (A)) | TK Holdings Inc. | Sacks, William<br>16 Harvest<br>Irvine, CA 92604                             | P-0041251    | \$31,516<br>(\$0 (U)<br>\$0 (P)<br>\$0 (S))                                   |
| 8                | Stubbs, Laurel<br>5579 S 2825 W<br>Roy, UT 84067                          | 4626         | \$10,000<br>(\$0 (P)<br>\$0 (S)<br>\$0 (A)) | TK Holdings Inc. | Stubbs, Laurel<br>5579 S 2825 W<br>Roy, UT 84067                             | 4275         | \$10,000<br>(\$0 (U)<br>\$0 (P)<br>\$0 (S))                                   |
|                  |   |              | \$3,792<br>(\$0 (T))                        |                  |  |              | \$3,792<br>(\$0 (T))  |
|                  |   |              |   |                  |  |              | [U] - Unsecured (P) - Priority (S) - Secured (A) - Administrative (T) - Total |

**EXHIBIT C**

| No. | Claimant   | Late Filed Claims |   |                          |           | Date Claim Filed | Reason for Disallowance |
|-----|--|-------------------|---|--------------------------|-----------|------------------|-------------------------|
|     |  | Claim Number      | Amount  | Asserted Debtor          |           |                  |                         |
| 1   | Jones, Bonnie<br>5259 Edith Ave<br>Kansas City, KS 66104           | 5131              | Unliquidated<br>\$0 (P)<br>\$0 (S)<br>\$0 (A)<br>Unliquidated (T) | TK Holdings Inc.         | 5/3/2021  | Late Filed       |                         |
| 2   | Koccer, Frank<br>233 Leffler Circle<br>Florence, NJ 08518          | P-0058408         | Unliquidated<br>\$0 (P)<br>\$0 (S)<br>\$0 (A)<br>Unliquidated (T) | TK Holdings Inc., et al. | 8/12/2019 | Late Filed       |                         |
| 3   | Moore, Mary Paula<br>2045 North Lake Drive<br>Greenville, TX 75402 | 5132              | \$6,000<br>\$0 (P)<br>\$0 (S)<br>\$0 (A)<br>\$0 (T)               | TK Holdings Inc.         | 5/9/2021  | Late Filed       |                         |

(U) - Unsecured (P) - Priority (S) - Secured (A) - Administrative (T) - Total